

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

TEXAS LEAGUE OF UNITED LATIN  
AMERICAN CITIZENS,

and

NATIONAL LEAGUE OF UNITED  
LATIN AMERICAN CITIZENS,

and

JULIE HILBERG, individually and on  
behalf of others similarly situated,

*Plaintiffs,*

v.

DAVID WHITLEY, in his official capacity  
as Secretary of State for the State of Texas,

and

KEN PAXTON, in his official capacity as  
Attorney General for the State of Texas,

*Defendants.*

CIVIL ACTION NO. 5:19-CV-00074-FB

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**DEFENDANTS' RESPONSE TO COURT'S ADVISORY  
CONCERNING PLANNING FOR FEBRUARY 19 HEARING**

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On February 11, 2019, the Court asked the parties to provide a list setting forth which lawyers will be advocating on particular issues, potential witnesses, and which counsel will be involved in direct and cross examinations of those witnesses. While Defendants Texas Secretary of State David Whitley and Texas Attorney General Ken Paxton are still in the process finalizing

their hearing preparation and assessing the particular issues raised by the Plaintiffs' pleadings, the Defendants provide the following information:

- **The following is a list of attorneys from the State of Texas who will appear and participate in direct or cross-examinations of witnesses:**

Patrick K. Sweeten, Associate Deputy for Special Litigation

Todd Disher, Trial Counsel for Civil Litigation

Chris Hilton, Assistant Attorney General

Rola Daaboul, Assistant Attorney General

Michael Toth, Special Counsel for Civil Litigation

- **Witnesses Expected to Be Called by the State Defendants:**

Keith Ingram, Director of Elections, Secretary of State

Bruce Elfant, Travis County Elections official (adverse)

Plaintiff Julie Hillberg (adverse)

Organizational witnesses from Plaintiffs LULAC and Texas LULAC (adverse)

- **State of Texas Attorneys who will argue State of Texas Motion to Dismiss**

Todd Disher, Trial Counsel for Special Litigation

Additionally, the Defendants reserve the right to examine any witnesses called by any other party. The Defendants will object to the introduction of affidavits or declarations in support of the Plaintiffs' motion for preliminary injunction as inadmissible hearsay, as well as any other offered evidence that is inadmissible under the Federal Rules of Evidence.

Respectfully submitted.

KEN PAXTON  
Attorney General of Texas

JEFFERY C. MATEER  
First Assistant Attorney General

RYAN L. BANGERT  
Deputy Attorney General for Legal Counsel

*/s/ Patrick K. Sweeten*  
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*Counsel for Defendants*

## CERTIFICATE OF SERVICE

I certify that a true and accurate copy of the foregoing document was filed electronically (via CM/ECF) on **February 14, 2019**, and that the person(s) identified below was served by CM/ECF:

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*/s/ Patrick K. Sweeten*  
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